

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2523

To amend section 2119 of title 18, United States Code, to authorize imposition of the death penalty if death results from a carjacking, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

JUNE 24, 1993

Mr. CANADY introduced the following bill; which was referred to the  
Committee on the Judiciary

---

## A BILL

To amend section 2119 of title 18, United States Code, to authorize imposition of the death penalty if death results from a carjacking, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. FEDERAL PENALTIES FOR AUTOMOBILE ROB-**  
4       **BERY.**

5       Section 2119 of title 18, United States Code, is  
6       amended to read as follows:

1 **“§ 2119. Motor vehicles**

2 “(a) DEFINITION.—In this section, ‘covered motor  
3 vehicle’ means a motor vehicle that has been transported,  
4 shipped, or received in interstate or foreign commerce.

5 “(b) OFFENSES.—A person who, while in possession  
6 of a firearm (as defined in section 921) or other weapon  
7 or dangerous device—

8 “(1) intentionally strikes or otherwise makes  
9 physical contact with a covered motor vehicle with a  
10 motor vehicle operated by the person, with any other  
11 thing, or with any part of the person’s body, in one  
12 of the circumstances described in subsection (c); or

13 “(2) takes a covered motor vehicle from the  
14 person or presence of another by force and violence  
15 or by intimidation, or attempts to do so,

16 shall be punished under subsection (d).

17 “(c) CIRCUMSTANCES IN WHICH OFFENSE OC-  
18 CURS.—The circumstances referred to in subsection (b)(1)  
19 are that—

20 “(1) the person makes the contact with the in-  
21 tent to injure an occupant of the motor vehicle or to  
22 take or cause damage to the motor vehicle or any-  
23 thing in the motor vehicle; or

24 “(2) in the course of events immediately follow-  
25 ing the contact, an occupant of the motor vehicle is

1 injured or the motor vehicle or anything in it is  
2 taken or damaged.

3 “(d) PENALTIES.—A person who violates subsection  
4 (b) shall—

5 “(1) be fined under this title or imprisoned not  
6 more than 15 years, or both;

7 “(2) if serious bodily injury (as defined in sec-  
8 tion 1365) results, be fined under this title or im-  
9 prisoned not more than 25 years, or both; and

10 “(3) if death results, be fined under this title  
11 or imprisoned for any number of years up to life, or  
12 both, or sentenced to death.”.

○